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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/727,363

12/03/2003

Michael J. Botich

P01445US3

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10/08/2008

MDC INVESTMENT HOLDINGS, INC.

c/o INTELEVATE

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EXAMINER

MACNEILL, ELIZABETH

ART UNIT

PAPER NUMBER

3767

MAIL DATE

DELIVERY MODE

10/08/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

10/727,363

Applicant(s)

BOTICH ET AL.

Examiner

ELIZABETH R. MACNEILL

Art Unit

3767

All participants (applicant, applicant's representative, PTO personnel):

(1) ELIZABETH R. MACNEILL.(3) Kevin Laurence.(2) Dan Higgs.

(4) ____.

Date of Interview: 02 October 2008.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: ____.

Claim(s) discussed: 1, 6, 14.

Identification of prior art discussed: ____.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant will argue that the combination of references applied to claim 1 would render the device unusable for its intended purpose. Applicant will amend claims 6 and 14 to indicate that the needle retainer moves radially inwardly into contact with a wall of the housing to delay retraction. Applicant will also amend figures 25 and 26 to include item 725.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Elizabeth R MacNeill/
Examiner, Art Unit 3767

/Kevin C. Simons/
Supervisory Patent Examiner, Art Unit 3767